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5 Protection Agency and its Administrator in his
6 official capacity*

7
8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**

10 SAN FRANCISCO BAYKEEPER; SAVE THE
BAY; COMMITTEE FOR GREEN
11 FOOTHILLS; CITIZENS' COMMITTEE TO
COMPLETE THE REFUGE; and STATE OF
12 CALIFORNIA, by and through XAVIER
BECERRA, ATTORNEY GENERAL,

13 Plaintiffs,

14 v.

15 U.S. ENVIRONMENTAL PROTECTION
AGENCY AND ITS ADMINISTRATOR,

16 Defendants.
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18 REDWOOD CITY PLANT SITE, LLC,

19 Intervenor-Defendant.
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CASE NO: 3:19-cv-05941-WHA (lead case)

Consolidated with

No: 3:19-cv-05943-WHA

**STIPULATION REGARDING COURT'S
ORDER OF JUNE 29, 2021**

1 In response to the Court's Order dated June 29, 2021 (Dkt. No. 103), Defendants U.S.
2 Environmental Protection Agency and its Administrator in his official capacity ("EPA") and
3 Plaintiffs San Francisco Baykeeper, Save The Bay, Green Foothills, and Citizens' Committee To
4 Complete The Refuge ("NGO Plaintiffs") add to their Stipulation and Proposed Order dated June 24,
5 2021 (Dkt. No. 102), and stipulate as follows:

6 1. By June 30, 2021, counsel for EPA shall transmit to counsel for NGO Plaintiffs a draft
7 settlement agreement.

8 2. NGO Plaintiffs shall review and provide any comments on the draft settlement
9 agreement in a timely manner.

10 3. Assuming no unexpected events occur, the parties shall complete their editing of the
11 settlement agreement by July 19, 2021.

12 4. Further, assuming no unexpected events occur, NGO Plaintiffs shall complete their
13 execution of the settlement agreement by July 30, 2021; DOJ and EPA staff shall diligently pursue
14 internal authorization to be able to execute the settlement agreement by July 30, 2021; and DOJ and
15 EPA shall promptly thereafter submit it to the appropriate government office(s) for payment.

16 It is so stipulated.

17 Dated: June 30, 2021

18 **COTCHETT, PITRE & McCARTHY, LLP**

19 By: /s/ Sarvenaz J. Fahimi

20 JOSEPH W. COTCHETT
21 ERIC J. BUESCHER
22 SARVENAZ "NAZY" J. FAHIMI

23 *Attorneys for Plaintiffs Save The Bay, Green Foothills, and Citizens' Committee to Complete the*
24 *Refuge*
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1 **EARTHRISE LAW CENTER**

2 By: /s/ Allison M. LaPlante
3 ALLISON M. LAPLANTE
4 JAMES N. SAUL

5 **SAN FRANCISCO BAYKEEPER, INC.**

6 NICOLE C. SASAKI

7 *Attorneys for Plaintiff San Francisco Baykeeper*

8
9 Dated: June 30, 2021

10 By: /s/ Andrew J. Doyle

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